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COMMISSION ON HUMAN RIGHTS
Sub-Commission on Prevention
of Discrimination and
Protection of Minorities
Forty-sixth session
Agenda item 6

QUESTION OF THE VIOLATION OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS, INCLUDING POLICIES OF RACIAL DISCRIMINATION AND SEGREGATION AND OF APARTHEID, IN ALL COUNTRIES, WITH PARTICULAR REFERENCE TO COLONIAL AND OTHER DEPENDENT COUNTRIES AND TERRITORIES: REPORT OF THE SUB-COMMISSION UNDER COMMISSION ON HUMAN RIGHTS RESOLUTION 8 (XXIII)

Mr. Boutkevitch, Mr. Guissé, Mr. Fix Zamudio, Mr. Maxim and Ms. Palley: draft resolution

Situation in Bougainville

The Sub-Commission on the Prevention of Discrimination and Protection of Minorities,

Recalling its resolution 1992/19 of 27 August 1992 concerning the protection and promotion of human rights in Bougainville,

Recalling also resolutions 1993/76 of 10 March 1993 and 1994/81 of 9 March 1994 of the Commission on Human Rights on the same subject,

Mindful of the Body of Principles for the Protection of All Persons under Any Form of Detention or Imprisonment and the Principles on the Effective Prevention and Investigation of Extra-legal, Arbitrary and Summary Executions,

Acutely conscious of the report of the Special Rapporteur of the Commission on Human Rights on extrajudicial, summary or arbitrary executions, (E/CN.4/1994/7 and Add.1 and 2 and Corr.1 and 2) according to which a large number of human rights violations, including extrajudicial, summary and

arbitrary executions, had occurred in Bougainville since April 1991 in the context of the ongoing armed conflict between the Defence Forces of Papua New Guinea and the Bougainville Revolutionary Army,

Aware that in April 1994 an Australian Parliamentary delegation visited Bougainville, but was denied access to significant parts of the island by the Government of Papua New Guinea,

Deeply concerned at reports that the Defence Forces of Papua New Guinea continue to violate human rights and fundamental freedoms in Bougainville,

Gravely concerned that medical supplies and other humanitarian aid is being prevented from reaching sections of the Bougainville population by a military blockade imposed by the Defence Forces of Papua New Guinea, resulting in many deaths,

1. Calls on all parties to the conflict in Bougainville to respect strictly all human rights and fundamental freedoms, in particular the right to life and the right to freedom of movement;

2. Calls upon the Government of Papua New Guinea to allow, as a matter of urgency, the immediate and unconditional flow of medical supplies and other humanitarian aid into all parts of Bougainville, including the area currently subject to a military blockade;

3. Regrets that the Government of Papua New Guinea, after agreeing to negotiate, has now unilaterally suspended the negotiations;

4. Urges the Government of Papua New Guinea to resume such negotiations without delay as a means of achieving a just and peaceful resolution to the conflict in the interest of avoiding further human rights violations;

5. Also urges the Government of Papua New Guinea immediately to invite the relevant Special Rapporteurs to investigate reports of torture and extrajudicial, summary and arbitrary executions in Bougainville, and also to allow international fact-finding missions unrestricted access to Bougainville;

6. Requests the High Commissioner for Human Rights to monitor closely the situation in Bougainville and to report his findings to the Sub-Commission at its forty-seventh session.